THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.13852 of 2006

Dated:25.07.2006

Between:

Dulal Mandal.

…Petitioner

and

Govt.of A.P., rep.by its Secretary, Ministry of Land Assignment, Secretariat, Hyderabad, and others.

…Respondents

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.13852 of 2006

ORDER:

The petitioner is a resident of Village No.1, Nazrulnagar Gram Panchayat, Kagaznagar Mandal, Adilabad District. The land admeasuring Ac.1.50 cents in Survey No.5/117, the land admeasuring Ac.1.50 cents in Survey No.5/113, and the land admeasuring Acs.4.00 in Survey No.10/315 was allegedly assigned to the petitioner in 1964, as he is a refugee from East Pakistan (now Bangladesh). He alleges that he was also issued pattadar pass book and title deed under the provisions of the Andhra Pradesh Rights in Land and Pattadar Pass Books Act, 1971 (for short 'the Act') and the Andhra Pradesh Rights in Land and Pattadar Pass Books Rules, 1989 (for short 'the Rules'), as well as other relevant regulations that were in force prior to the Act and the Rules. Having come to know that in 2004 the fourth respondent issued pattadar pass book and title deed to the fifth respondent in respect of the land assigned to the petitioner, the petitioner made a representation on 10.02.2005 to the fourth respondent requesting to take appropriate action and cancel the pattadar pass book issued to the fifth respondent, in vain. In this Writ Petition the petitioner seeks a direction to the fourth respondent to cancel the pattadar pass book issued to the fifth respondent.

The matter was initially heard at the preliminary stage on 10.07.2006. To enable the learned Counsel for the petitioner to produce the copies of pattadar pass books which were issued to the petitioner earlier, the matter was adjourned. Today the learned

Counsel for the petitioner produced the copy of Form No.1-B issued under Rule 14(a) of the Rules. The cist receipt and other documents are also produced, which *prima facie* show that the petitioner was issued pattadar pass book. Therefore, it is a fit case wherein the fourth respondent should take up the application of the petitioner, dated 10.02.2005, conduct enquiry and pass necessary orders in the matter. This exercise may be completed within a period of eight (8) weeks from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

25.07.2006
vs